



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

Paper No. 3

WILLIAM A MUNCK
NOVAKOV DAVIS & MUNCK PC
900 THREE GALLERIA TOWER
13155 NOEL ROAD
DALLAS, TX 75240

COPY MAILED

JUL 3 1 2002

OFFICE OF PETITIONS

In re Application of :
Struhsaker et al. :
Application No. 10/042,705 : DECISION ON PETITION
Filed: November 15, 2000 :
Title of Invention: :
SUBSCRIBER INTEGRATED ACCESS :
DEVICE FOR USE IN WIRELESS :
AND WIRELINE ACCESS SYSTEMS :

This is a decision on the Request to Rescind Petition to Convert Nonprovisional Application to a Provisional Application under 37 CFR 1.53(c), filed November 13, 2001, which, for reasons stated below, is being treated as a petition to convert a provisional application to a nonprovisional application under 35 U.S.C. 111 and 37 CFR 1.53(c)(3).

The Petition is granted.

The application was filed on November 15, 2000, as a nonprovisional application. A petition to convert the nonprovisional application to a provisional application under 37 CFR 1.53(c) was filed on October 11, 2001. Petitioner filed the instant petition on November 13, 2001, seeking to rescind that request. However, the petition to rescind the conversion request was not timely acted upon and, instead, the petition to convert the application to a provisional application was granted on January 8, 2002¹.

In view of the foregoing, the petition to rescind the conversion request is being treated as a petition to convert the provisional application back to a nonprovisional application and is granted.

The application file has been assigned nonprovisional application number 10/042,705 and is being returned to the Office of Initial Patent Examination (OIPE) for further processing as a **NONPROVISIONAL** application under 35 U.S.C. 111(b) and 37 CFR 1.53(c)(3), with a filing date of November 15, 2000.

¹The Decision was erroneously dated January 8, 2001.

Telephone inquiries concerning this matter should be directed to
Petitions Attorney Derek L. Woods at (703) 305-0014.

Christina Carter Donnell for

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Conferee: Christina Donnell